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SAY BISHOP IS WRONG

Americanizing Church
Proper.

ANGLICANS FAVOR STEP

Defense and Extension Association
Attack Episcopal
Arguments.

Bishop Willis, head of the Anglican Church in Hawaii, has not all the Anglicans here on his side in the controversy now raging over the Americanizing of the church. The majority of the members here want aidance with the Episcopal Church of the United States, but the Bishop, they say, thrusts obstacles in the way that seem insurmountable to him, but easy of overcoming to them. In the Anglican Chronicle's last issue Bishop Willis devotes considerable space to the presentation of his argument. The matter has reached a climax now on account of notice served by the English Missionary Society that it has withdrawn all help for the Hawaiian church from June 30 last. Bishop Willis, in the Chronicle, addressing the secretary of the English Society for the Propagation of the Gospel, said:

"Your letter of May 4th is before me. It informs me that after June 30th of the present year this diocese, created by the Church of England as the advanced post of the Anglican communion in the Pacific ocean, knitting together East and West, will cease to receive any aid from the Society for the Propagation of the Gospel. The opening of the bicentenary year of the S. P. G. is to be marked by the Diocese of Honolulu being abandoned as a beleaguered city.

"Neither in the ever of the Bishop of New York, to which you refer, nor in any communication that has reached me during the last year, has a word been written containing or even implying an assurance that the church in the U. S. A. is prepared to assume at present any of the financial responsibility towards the diocese hitherto borne by the Society. All that is offered until October, 1901, is Episcopal oversight.

"The readiness of the Bishop and Synod of the Anglican Church in Hawaii to take the necessary steps for bringing the diocese under the constitution and canons of the church in the United States cannot be more plainly stated. All that is asked in return by those offering to hand over their valuable property to the church in the United States is that the church will respect the integrity of the church in Hawaii on receiving it into union with itself, a request which admits of no other interpretation than that the See of Honolulu be preserved unimpaired.

"The Bishop's opponents say that his arguments are straw and that he must not interrupt the natural alliance with the American Church of the Hawaiian Anglicans. The following is a communication to the Advertiser on the subject:

Editor Advertiser: Touching upon the letter of the Rt. Rev. the Bishop of Honolulu to the Society for the Propagation of the Gospel, re the transfer of this diocese to the American Church, published in the Diocesan Magazine and largely reduced in a recent issue of the Advertiser, will you permit us to say that we consider this letter to be of very serious import not only to the Anglican Church in Hawaii, but also to the Protestant Episcopal Church of the United States, since it shows that the Bishop definitely considers it to be his duty to block the transfer of this diocese to the American Church, except upon his own terms and conditions, which are not universally acceptable. We naturally ask, can the Bishop do this?

"The English grants are now withdrawn from this diocese, and the prospects are that in three months all the Anglican churches in Hawaii will be vacant, with the exception of Honolulu and Hahaione, while it appears that the church in America is quite ready to step in and take charge of the work, relieving the church in England of all responsibility.

"The Bishop makes the assertion that the property of the Anglican Church in Hawaii is held in solemn trust under a Government charter for the sole use of the Anglican Church in Hawaii, and that it cannot be alienated without the action of the Diocesan Synod; that it is not 'competent at this moment' for the American church to take charge of this diocese, or to use the American Prayer Book in our churches, until in pursuance of the enabling act of the Diocesan Synod of the Anglican Church of Hawaii, and further he warns the church of the 'paramount importance of attending strictly to the terms of legal instruments for the peace of the church,' which latter sentiment we heartily endorse.

"In the first place, it is very questionable whether any legal trust exists at all—whether the charter will bear the construction of the creation of an inalienable trust. What has been taken for a trust created, would appear to be more a limitation of authority, restricting the powers of the trustees to the holding of property for one special purpose only. If the charter creates an inalienable trust, why give authority to hold property in fee simple, and also to convey to others, and provide that all deeds given shall be signed by the president, the secretary and treasurer. Referring to the Cathedral Church in Honolulu, the Bishop says, 'The Bishop and the Synod would be unfaithful to their trust if they admit alterations in their trust deed, etc.' There is no trust deed of the Cathedral church. This property is held by the trustees, and under the original deed by Kamehameha IV. to the Synod of the Reformed Catholic Church; it is held by virtue of its charter and is in fee simple and unconditional. The Diocesan Synod has no voice in the matter. It is the 'trustees of the Anglican Church in Hawaii' that hold the charter and the property, not the Synod. There is not a canon or statute in the diocese which prohibits the transfer of this property by the Board of Trustees to whomsoever it will, or which requires the sanction or consent of Synod to such transfer. The 'trustees of the Anglican Church' is a lawful charter corporation, in which is vested most of our church property, and according to the terms of its charter and the constitution of the diocese, it is competent at this moment to lawfully transfer to the American Church all diocesan property held by it, without reference to the Diocesan Synod. The Diocesan Synod, on the other hand, is not an incorporated body and its acts therefore have no legal force.

"By the constitution of the diocese, the consent of the three Orders—the Bishop, the clergy and the laity—is necessary to the passage of any act by the Synod. Therefore, were the consent of the Synod necessary to the transfer of this diocese

as stated by the Bishop, the veto would be in his own hands in this matter, as in all others, while as president of the trustees he has not the power. It is true the Board of Trustees is made subject to the instructions of Synod as to its functions, but this does not invalidate or diminish the authority of the trustees in the absence of instructions.

"With regard to the use of the American Prayer Book in our churches, nowhere in the charter is it provided that 'our churches are subject to the Prayer Book of the Church of England,' but only such churches as are held by the trustees of the Anglican Church, and those churches are only made subject to the English Prayer Book in the Kingdom of Hawaii. When that Kingdom ceased to exist, all obligations to use the English Prayer Book ceased to exist. If, indeed, the authority of the trustees of the Anglican Church, given under the charter, to hold property, did not cease to exist, the value of a charter granted in 1872 is worth 'vesting' when that charter, under the changed condition of the country, authorizes impossibilities, and grants to others privileges which enter into direct conflict with the rights and liberties of the citizens of this new Territory. Under the constitution of the Anglican Church, members of the Protestant Episcopal Church of the United States are not eligible to sit in our Synod, nor on the Board of Trustees, until they renounce their own church and sign a declaration that they are members of the Anglican Church and of no other religious body.

"Since Bishop Potter has said that 'it is entirely competent to the American church to take over the charge of the church work in Honolulu at any moment,' it is to be sincerely hoped that immediate action will be taken and that it will not be deferred until the meeting of the next General Convention. This would be a cause of very general disappointment, for whether a Bishop be appointed or not at the present time, much may be done in paving the way for a final transfer.

THE CHURCH DEFENCE AND EXTENSION ASSOCIATION OF HAWAII.

NO MORE MAIL BY WAY OF VANCOUVER

Order From Washington Says
It Must Come From
American Ports.

WASHINGTON, July 18.—The Post-office Department has ordered that, beginning with August 1, all mails for the Hawaiian Islands shall be forwarded exclusively to San Francisco or other American ports for dispatch and that the present practice of dispatching mails via Vancouver, B. C., be discontinued.

If the dispatch proves correct and such an order has been issued by the department it will prove bad news for the islands. In the past the schedule of steamers has been so arranged that the Vancouver boats came at intervals so that mail sent by them would reach even the ports of Southern California, before they could have had they waited for the San Francisco steamers. Frequently as much as six days was saved by dispatching mails by way of the Canadian boats, so the order stopping the transmission of mail via Vancouver will result in serious inconvenience to local merchants as well as an annoyance to all who have correspondence with friends or relatives in the States. Postmaster Oat said yesterday that he had no information on the point from Washington, but rather thought the dispatch was correct. He thought that it might be meant to apply to mails coming from the States to Hawaii and not returning. Unless orders to the contrary are received by the postmaster before next Wednesday he intends to forward the mail to the United States on the day of the Aorangi via Vancouver as heretofore.

The first steamer of the Canadian line arrived in Honolulu on June 1st, 1893, and received a hearty welcome. A large trade was quickly built up with British Columbia and Puget Sound ports, but since the annexation of the islands the trade from Seattle and Tacoma via Vancouver has been cut off entirely, and all goods from those ports have had to come direct or via San Francisco. This latest order cuts off the mails also.

WANT NEW ADMINISTRATOR.

Incumbent Said to Be a Poor Business Man.

Samuel Lowden has petitioned the Circuit Court for the appointment of W. E. Burnett as administrator of the estate of H. C. Norton, deceased. The petition alleges that Ruth Kaiheha is the administratrix and that through loose business methods and carelessness the estate is likely to suffer irreparable injury unless she is removed. The petitioner is one of the creditors of the estate, being the president of Gonzales & Co., to whom the estate owes \$400.01. W. C. Peacock is a creditor in the sum of \$432.45 and Lewis & Co., \$300.54.

Judge Humphreys ordered that Ruth Kaiheha appear before the court on July 28th.

Application for Letters.

D. K. Nalapaikai, father of the late Mele Kumuokalani, has applied to the Circuit Court for appointment as his daughter's administrator. The estate is valued at about \$1,000, and it consists of \$246.58 in money invested and a tract of eight acres of land at Amakoa, Kohala, Hawaii, valued at \$700.

Mandamus Case Dismissed.

Judge Humphreys yesterday dismissed the mandamus case of Caroline Silva vs. J. G. Silva, president of the Portuguese Mutual Benefit society. Mrs. Silva sued to compel the payment of a death benefit, and Judge Humphreys held that the proper course was a suit in assumpsit.

Guardian's Account.

The annual account of Jonathan Shaw, guardian of Evelyn N. Bidwell, was filed in the Circuit Court yesterday. It shows receipts of \$745.87 and disbursements of \$662.55, \$600 of which was an investment on a mortgage.

Final Account Filed.

Lawrence H. Dee has filed a petition for his final discharge as temporary administrator of the estate of J. C. Riordan, deceased. It shows expenditures of \$228.25.

Administrator Appointed.

Sidney Smith was yesterday appointed administrator of the estate of Thomas E. Cavanaugh, deceased, his bond being fixed at \$250.

The semi-weekly HAWAIIAN GAZETTE is issued on Tuesdays and Fridays.

Pure, Rich Blood

Gives Appetite, Tones Up the Nerves.

When the blood is bad everything is bad. There is loss of appetite, great depression, the nerves are weak, no energy, the face is pale, and there is loss in flesh. Mrs. Annie Power, of Spring Hill, Brisbane, Queensland, sends us her photograph and says:



"I have suffered greatly from loss of appetite, great weakness of the nerves, thin blood, and from the trying climate of this part of the country, especially during the summer. I have used

AYER'S Sarsaparilla

with perfect satisfaction for these troubles. Other members of my family have taken it, and many of my friends. I believe it to be the best family medicine there is in the world."

If you are constipated, bilious, tongue coated, or if your food does not digest well, take Ayer's Pills.

Prepared by Dr. J. C. Ayer & Co., Lowell, Mass., U.S.A.

HOLLISTER DRUG CO., Agents.

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—OF—

McBryde Sugar Stock.